

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

VERONICA LOPEZ, et al.,

Plaintiffs,

v.

FUN EATS AND DRINKS, LLC,
d/b/a/ Champps,

Defendant.

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Civil Action No. 3:18-CV-1091-X

MEMORANDUM OPINION AND ORDER

The Court previously sanctioned Fun Eats and Drinks, LLC (“Champps”) and Champps’s General Counsel, Luke Kusters, for violating multiple Court orders and ordered the contemnors to pay Plaintiffs \$5,415 in attorney fees. Champps and Kusters didn’t do that, so Plaintiffs now file a new motion for contempt [Doc. 109], asking the Court to jail Kusters until he (1) pays the \$5,415 in attorney fees and (2) responds to post-judgment discovery (the basis of the original contempt motion). Additionally, Plaintiffs seek even more attorney fees for this second contempt motion.

The Court **DENIES** Plaintiffs’ motion for contempt. Specifically, Plaintiffs appear to seek a contempt daisy chain, in which they bring contempt motions for repeated failures to comply with Court orders and secure attorney fees associated with bringing those motions. As for jailing Kusters, the Court declines to construct a debtor’s prison that the Fourteenth Amendment and federal law both prohibit.

Plaintiffs need to collect on their judgment or sue any fraudulent transferee.

Repetitious sanctions motions are not the answer.

IT IS SO ORDERED this 18th day of August, 2023.

A handwritten signature in black ink, appearing to read "Brantley Starr", written over a horizontal line.

BRANTLEY STARR
UNITED STATES DISTRICT JUDGE